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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/646,944	09/22/2000	Ralph Hopfensitz	1093-29-PCT/	1310

7590 12/06/2002

Hoffmann & Baron  
350 Jericho Turnpike  
Jericho, NY 11753

EXAMINER

HEINRICH, SAMUEL M

ART UNIT	PAPER NUMBER
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1725

DATE MAILED: 12/06/2002

5

Please find below and/or attached an Office communication concerning this application or proceeding.



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Patent and Trademark Office**

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DATE MAILED:

**NOTICE OF ABANDONMENT**

This application is abandoned in view of:

☒ Applicant's failure to timely file a proper response to the Office letter mailed on 3-28-2002.

☐ A response (with a Certificate of Mailing or Transmission of \_\_\_\_\_) was received on \_\_\_\_\_, which is after the expiration of the period for response (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.

☐ A proposed response was received on \_\_\_\_\_, but it does not constitute a proper response to the final rejection.

(A proper response to a final rejection consists only of: a timely filed amendment which places the application in condition for allowance; a Notice of Appeal; or the filing of a continuing application under 37 CFR 1.62 (FWC).)

☒ No response has been received.

☐ Applicant's failure to timely pay the required issue fee within the statutory period of three months from the mailing date of the Notice of Allowance.

☐ The issue fee (with a Certificate of Mailing or Transmission of \_\_\_\_\_) was received on \_\_\_\_\_.

☐ The submitted issue fee of \$\_\_\_\_\_ is insufficient. The issue fee required by 37 CFR 1.18 is \$\_\_\_\_\_.

☐ The issue fee has not been received.

☐ Applicant's failure to timely file new formal drawings as required in the Notice of Allowability.

☐ Proposed new formal drawings (with a Certificate of Mailing or Transmission of \_\_\_\_\_) were received on \_\_\_\_\_.

☐ The proposed new formal drawings filed \_\_\_\_\_ are not acceptable.

☐ No proposed new formal drawings have been received.

☐ The express abandonment under 37 CFR 1.62(g) in favor of the FWC application filed on \_\_\_\_\_.

☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.

☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a) upon the filing of a continuing application.

☐ The decision by the Board of Patent Appeals and Interferences rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.

☐ The reason(s) below:

*Samuel M. Heinrich*

**SAMUEL M. HEINRICH  
PRIMARY EXAMINER**



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United States Patent and Trademark Office  
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# Fax Cover Sheet

**Date:** 30 Nov 2006

<b>To:</b> Kevin McDermott	<b>From:</b> Samuel M. Heinrich
<b>Application/Control Number:</b> 09/646,944	<b>Art Unit:</b> 1725
<b>Fax No.:</b> 516 822 3582	<b>Phone No.:</b> 571-272-1175
<b>Voice No.:</b> 516 822 3550	<b>Return Fax No.:</b> (571) 273-8300
<b>Re:</b> SN09646944	<b>CC:</b>
<input type="checkbox"/> <b>Urgent</b> <input type="checkbox"/> <b>For Review</b> <input type="checkbox"/> <b>For Comment</b> <input type="checkbox"/> <b>For Reply</b> <input checked="" type="checkbox"/> <b>Per Your Request</b>	

**Comments:**

This FAX includes a copy of the Office Action mailed 03/28/2002 and includes reference JP09277196A which was relied on in the USC 103 rejection.

**Number of pages** 16 **including this page**

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